

## **REMARKS**

Reconsideration and withdrawal of the examiner's rejections under 35 USC §§ 102 is respectfully requested in view of the above amendments and the following remarks. The applicant would like to thank the examiner for his time and kind cooperation in this matter.

### **35 USC § 102**

The examiner has rejected claims 69-89 under 35 U.S.C. 102(b) as being anticipated by Muderlak, et al., asserting that Muderlak, et al., show a dispenser comprising a container 60, pump 65, motor 49, switch 521, gear reduction transmission 51 and trigger 36. Muderlak, et al., further show a trigger pad 34 that is capable of having an object exert a force on.

In response, independent claims 69 and 80 have been amended to clearly distinguish the rejected claims over Muderlak, et al. Applicant respectfully requests that the Examiner consider the amendments to independent claims 69 and 80 in this response. It is respectfully submitted that amendments do not raise new issues that would require further consideration and/or search by the Examiner nor do they raise the issue of new matter. Finally, additional claims have not been presented since this amendment is being requested after a final rejection.

Claim 69 has been amended to recite "a moveable trigger operatively connected to the switch ..., wherein the trigger is positioned in relation to the outlet such that the same hand of a user that moves the trigger is also positioned to receive liquid from the outlet." Similarly, claim 80 has been amended to recite "a moveable trigger selectively mechanically engaging the switch, wherein the trigger is positioned in relation to the outlet such that the same hand of the person that moves the trigger is also positioned to receive liquid from the outlet." In rejecting independent claims 69 and 80, the Examiner indicated that Muderlak, et al., show a dispenser comprising a container 60, pump 65, motor 49, switch 521, gear reduction transmission 51 and trigger 36. Reference number 36 refers to an electric eye sensor (col. 4, line 58). The eye sensor, which the Examiner equates to Applicant's trigger, is not moveable. Moreover, there is no motivation to provide a moveable trigger since the soap dispenser in Muderlak, et al., is directed to a hands-free dispenser.

***Allowable Subject Matter***

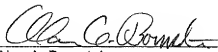
The examiner has indicated claims 1-2, 4-30 and 32-45 are allowed. Applicants appreciate the indication of allowable subject matter.

**CONCLUSION**

In summary, the title has been amended to be more consistent with the scope of the disclosure. Claims 69 and 80 have been amended. No new matter has been added by these amendments.

In light of the above remarks, applicants submit that the allowed and rejected claims now pending in the present application are in condition for allowance. Reconsideration and allowance of the application is respectfully requested. The examiner is invited to contact the undersigned if there are any questions concerning the case.

Respectfully submitted,



Alan A. Bornstein  
Registration No. 40,919  
Attorney for Applicant(s)

AAB/ss  
(201) 894-2180